

REMARKS

Status of Claims

Claims 46-77 are currently pending in the present application.

Claims 1-45 are cancelled. Claims 27 and 44 are cancelled in the current response.

Original claims 46 and 47 remain pending and have been amended.

Claims 48-77 are newly added claims.

Claim 48 contains the subject matter of original claims 29 and 30.

Claim 49 contains the subject matter of original claim 30.

Claim 50 contains the subject matter of original claim 31.

Claim 52 contains the subject matter of original claim 33.

Claim 53 contains the subject matter of original claims 36 and 37.

Claim 55 contains the subject matter of original claims 34 and 35.

Claim 57 contains the subject matter of original claim 38.

Rejections

The Patent Office (PTO) rejected claims 27, 44, 46, and 47 under 35 U.S.C. § 103(a) as being obvious in view of U.S. Patent No. 6,253,193 B1 to Ginter et al. (hereinafter "Ginter").

Also, the PTO rejected claims 27, 44, 46, and 47 under 35 U.S.C. § 103(a) as being obvious in view of U.S. Patent No. 5,857,156 to Anderson (hereinafter "Anderson").

Applicant has cancelled claims 27 and 44 without prejudice. Therefore, the rejection of claims 27 and 44 is now moot.

Applicant has amended claims 46 and 47, and has added new independent claim 62. Each of these independent claims require that an accounting of the purchase of fuel delivered to the vehicle and an accounting of the purchase of music delivered to a device are performed within a single fuel dispensing transaction. Support for this limitation can be found in the Specification in at least page 3, lines 8-10; page 13, lines 15-21; and original claims 39-40. This limitation is not taught or suggested by Ginter or Anderson, and thus these claims are patentable. MPEP § 2143.03.

Claims 48-61 and 63-77 depend either directly or indirectly from independent claims 46, 47, or 62. Thus, claims 48-61 and 63-77 are patentable.

Respectfully submitted,

WITHROW & TERRANOVA, P.L.L.C.

By:



Steven N. Terranova

Registration No. 43,185

P.O. Box 1287

Cary, NC 27512

Telephone: (919) 654-4520

Date:

7/13/05

Attorney Docket: 2400-372A

CERTIFICATE OF TRANSMISSION

I HEREBY CERTIFY THAT THIS DOCUMENT IS BEING
TRANSMITTED VIA FACSIMILE ON THE DATE INDICATED BELOW
TO:

Examiner: Jeffery A. Shapiro Art Unit: 3653 Fax: 703-872-9306

Kelly Farrow

Name of Sender

[Signature]

Signature

7/13/05

Date of Transmission